

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Jean Paul Lozada	Team: Squad #1	CCRB Case #: 201802422	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 03/07/2018 3:00 PM	Location of Incident: 34th Precinct stationhouse	Precinct: 34	18 Mo. SOL 9/7/2019	EO SOL 9/7/2019	
Date/Time CV Reported Thu, 03/15/2018 11:15 AM	CV Reported At: CCRB	How CV Reported: In-person	Date/Time Received at CCRB Thu, 03/15/2018 11:15 AM		
<b>Complainant/Victim</b>	<b>Type</b>	<b>Home Address</b>			
<b>Subject Officer(s)</b>	<b>Shield</b>	<b>TaxID</b>	<b>Command</b>		
1. SGT Carmen Mateo	02383	931810	034 PCT		
<b>Witness Officer(s)</b>	<b>Shield No</b>	<b>Tax No</b>	<b>Cmd Name</b>		
1. Officers			034 PCT		
<b>Officer(s)</b>	<b>Allegation</b>			<b>Investigator Recommendation</b>	
A.SGT Carmen Mateo	Discourtesy: Sergeant Carmen Mateo spoke discourteously to § 87(2)(b)				

## Case Summary

On March 15, 2018, § 87(2)(b) was interviewed at the CCRB for case # § 87(2)(b). During this interview, § 87(2)(b) mentioned a new incident date with a distinct subject officer, and this case was generated in regards.

On March 7, 2018, at approximately 3:00 p.m., § 87(2)(b) went to the 34<sup>th</sup> Precinct stationhouse to retrieve his property after he was arrested the day prior. § 87(2)(b) recognized Sgt. Carmen Mateo of the 34<sup>th</sup> Precinct and said hello to her, and she allegedly replied, “Oh, you want help now? Keep fucking with the CCRB.” (**Allegation A: Discourtesy,** § 87(2)(g))

There is no video footage in this case.

## Findings and Recommendations

**Allegation (A) Discourtesy: Sergeant Carmen Mateo spoke discourteously to § 87(2)(b)**

§ 87(2)(b) (Board Review 01) went to the 34th Precinct stationhouse to retrieve his property after he was arrested the day prior. While § 87(2)(b) was seated on a bench in the civilian waiting area, the domestic violence sergeant, Sgt. Carmen Mateo, passed by the front desk. § 87(2)(b) recognized Sgt. Mateo because she had responded to his home on several prior occasions. § 87(2)(b) said hello to Sgt. Mateo, and she allegedly replied, "Oh, now you want help? Keep fucking with the CCRB." § 87(2)(b) had no further interaction with Sgt. Mateo on this day.

§ 87(2)(b) stated that a 45-year-old black male in plainclothes who is 5'4" tall and had black hair and black eyes was seated in the lobby at a small desk next to the large desk and witnessed his interaction with Sgt. Mateo. This person ultimately returned § 87(2)(b)'s property to him. § 87(2)(b) also stated that a 6' tall, 54-year-old white male with a slim build and a blue uniform who was emptying the garbage witnessed the incident as well. The Roll Call (Board Review 07) identified PAA Thomasa Gill as the stationhouse clerk and CCA Abel Dunbar as the stationhouse custodian. According to the MOS Photo Viewer, PAA Gill is a black female who is 5'4" tall, weighs 130 pounds, and has an average build, brown eyes, and black hair, and CCA Dunbar is a black male who is 5'11" tall, weighs 210 pounds, and has an average build, black eyes, and black hair. § 87(2)(g)

Sgt. Mateo (Board Review 02) is familiar with § 87(2)(b) as a recidivist domestic violence offender, but she had no memory of encountering him at the stationhouse on this day. She denied making the alleged statement and using profanities towards § 87(2)(b).

### **Civilian and Officer CCRB Histories**

- § 87(2)(b) has been a party to four additional CCRB complaints and has been named as a victim in six additional allegations (Board Review 03).
  - § 87(2)(b)
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- Sgt. Carmen Mateo has been a member-of-service for 13 years and has been a subject in four additional CCRB cases and seven additional allegations, of which one was substantiated (Board Review 04).
  - 201707029 involved a substantiated Premises Entered allegation against Sgt. Mateo. The Board recommended Charges and the NYPD has not yet imposed discipline.

## **Mediation, Civil and Criminal Histories**

- On April 27, 2018, this case was sent to mediation, and on June 21, 2018, the case was returned to investigation as the complaint was no longer eligible for mediation.
- As of July 13, 2018, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this complaint (Board Review 05).

Squad No.: 01

Investigator: \_\_\_\_\_

Signature \_\_\_\_\_ Print Title & Name \_\_\_\_\_ Date \_\_\_\_\_

Squad Leader: \_\_\_\_\_

Signature	Print Title & Name	Date
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Reviewer: \_\_\_\_\_

Signature \_\_\_\_\_ Print Title & Name \_\_\_\_\_ Date \_\_\_\_\_

